



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 15, 2003

MEMORANDUM

TO: The Commission

FROM: Lawrence H. Norton
General Counsel

BY: Rhonda J. Vosdigh *RJ*
Associate General Counsel
for Enforcement

Lawrence L. Calvert Jr. *LLC*
Deputy Associate General Counsel
for Enforcement

Mark D. Shonkwiler
Assistant General Counsel

RE: MUR 5338 – Technical Correction to RTB Finding

I. BACKGROUND

On April 8, 2003, the Commission determined by a vote of 4-2¹ to, among other things, "find reason to believe that the National Republican Congressional Committee – Contributions violated 2 U.S.C. § 441i(a), and send an admonishment letter but take no further action." This Office's recommendation, and therefore the Commission's finding, was technically deficient in two respects. First, based on the reporting of the non-Federal transaction at issue, the recommendation should have been made with respect to the committee formerly known as National Republican Congressional Committee – Expenditures instead of the National Republican Congressional Committee – Contributions. (NRCC-Expenditures has since changed its name to, simply, "National Republican Congressional Committee.") Second, the committee's treasurer, Donna M. Anderson, should have been included in the RTB finding.

Thus, this Office recommends that the Commission rescind its previous determination to find reason to believe that the National Republican Congressional Committee – Contributions

¹ The Chair and Commissioner Thomas voted against the recommendation.

violated 2 U.S.C. § 441i(a), and send an admonishment letter but take no further action; and instead find reason to believe that the National Republican Congressional Committee and Donna M. Anderson, as treasurer, violated 2 U.S.C. § 441i(a), and send an admonishment letter but take no further action.

II. RECOMMENDATIONS

1. Rescind the Commission's previous determination to find reason to believe that the National Republican Congressional Committee – Contributions violated 2 U.S.C. § 441i(a), and send an admonishment letter but take no further action.

2. Find reason to believe that the National Republican Congressional Committee and Donna M. Anderson, as treasurer, violated 2 U.S.C. § 441i(a), and send an admonishment letter but take no further action.

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